

**BOARD FOR WASTE MANAGEMENT  
FACILITY OPERATORS  
APPLICATION REVIEW MATRIX  
CRIMINAL HISTORY**

Effective May 23, 2013

The following convictions will not be reviewed by the Board:

1. Felony convictions more than five years old with no subsequent reportable convictions, unless the conviction resulted in incarceration where the release date is less than three years from the application date. This does not include convictions involving murder, manslaughter, sexual assault, rape, robbery, indecent liberties, fraud, embezzlement, abduction, assaulting a police officer, resisting arrest or environmental related convictions.
2. Misdemeanor convictions more than three years from the date of application. This does not include any environmental related convictions.
3. Misdemeanor convictions for possession or distribution of a controlled substance with no other convictions.
4. Felony convictions for possession of controlled substance more than two years old, where the applicant has completed a deterrence program.
5. Felony convictions of Title 46 of the *Code of Virginia* (Traffic Code) more than three years old.
6. Misdemeanor convictions for simple assault (except domestic assault and assaulting a police officer), disorderly conduct, and/or trespassing.
7. Convictions of larceny, breaking and entering, and/or burglary, more than five years old with no subsequent convictions, provided they did not result in incarceration where the release date is less than three years from the application date.
8. DUI convictions where the applicant has completed VASAP or another similar program accepted by the court or DMV after the latest conviction. This does not include felony convictions.